

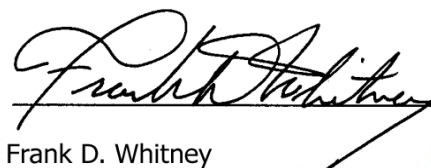
² The Court notes that Plaintiff raised three issues on appeal. The Memorandum and Recommendation only addresses one of these issues, but finds it sufficient to reverse and remand the case and does not analyze the others. This Court follows the same approach in adopting the Memorandum and Recommendation.

1983). “By contrast, in the absence of a timely filed objection, a district court need not conduct a de novo review, but instead must ‘only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.’” Diamond v. Colonial Life & Accident Ins. Co., 416 F.3d 310, 315 (4th Cir. 2005) (quoting Fed. R. Civ. P. 72 advisory committee’s note). De novo review is also not required “when a party makes general or conclusory objections that do not direct the court to a specific error in the magistrate judge’s proposed findings and recommendations.” Id. The district court need not review issues that are beyond the subject of an objection. Thomas v. Arn, 474 U.S. 140, 149 (1985); Canby, 718 F.2d at 200. Upon careful review of the record, the district court may accept, reject, or modify the findings or recommendations made by the magistrate judge. Id.

Rule 72(b) of the Federal Rules of Civil Procedure allows a party fourteen (14) days to file specific written objections to a magistrate judge’s proposed findings and recommendations. The parties were notified that objections to the Memorandum and Recommendation were required to be filed within this time frame. Considering that no objections were filed, and after a review of the record in this case, the Court agrees with Judge Cayer’s recommendations. Accordingly, the Memorandum and Recommendation is hereby ACCEPTED and ADOPTED, Plaintiff’s Motion for Summary Judgment is hereby GRANTED, and Defendant’s Motion for Summary Judgment is hereby DENIED. The ALJ’s decision is REVERSED and this matter is REMANDED for a new hearing consistent with the Memorandum and Recommendation. The Clerk’s Office is directed to CLOSE THE CASE.

IT IS SO ORDERED.

Signed: August 23, 2013


Frank D. Whitney
Chief United States District Judge

